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REMARKS

Claims 1, 24, 45, and 77 have been amended and claim 92 has been canceled. Claims 1, 4, 7-77, 90, and 91 are thus pending in this application, with claims 1, 24, 45, 56, and 77 being independent. No new matter has been added.

Applicant would like to thank Examiner Keefer for the courtesy of conducting the telephonic interview with Applicant's representatives, Kevin Green and David Holt, on June 13, 2008. The substance of that interview is reflected below.

In the final Office Action of March 27, 2008 ("Office Action"), claims 45-76 were rejected under 35 U.S.C. § 101; claims 1, 4, 7-77, and 90-92 were rejected under 35 U.S.C. § 112, first paragraph; claims 1, 4, 7-77, and 90-92 were rejected under 35 U.S.C. § 112, second paragraph; claims 1, 24, 42-45, and 77 were rejected under 35 U.S.C. § 103 based on U.S. Patent No. 7,133,900 ("*Szeto*") and U.S. Patent Application Publication No. 2002/0059425 ("*Belfiore*"); claims 1, 4, 7-12, 14, 15, 17, 18, 20-23, 24-32, 34, 35, 37-41, 45-48, 50, 51, 53-55, 56-64, 66, 67, 69, 71-76, 77, and 90-92 were rejected under 35 U.S.C. § 103 based on U.S. Patent No. 5,880,731 ("*Liles*") and *Belfiore*; claims 13, 16, 33, 36, 49, 52, 68, and 70 were rejected under 35 U.S.C. § 103 based on *Liles*, *Belfiore*, and U.S. Patent No. 5,963,217 ("*Grayson*"); claims 13, 16, 33, 36, 49, and 52 were rejected under 35 U.S.C. § 103 based on *Szeto*, *Belfiore*, and *Grayson*; claim 19 was rejected under 35 U.S.C. § 103 based on *Liles*, *Belfiore*, and U.S. Patent No. 5,745,556 ("*Ronen*"); and claim 65 was rejected under 35 U.S.C. § 103 based on *Liles*, *Belfiore*, and U.S. Patent No. 5,944,780 ("*Chase*"). As discussed during the interview, the Applicant submits that these rejections should be withdrawn for at least the following reasons.

Section 101 Rejection

Claims 45-76 were rejected as being directed to a carrier wave. Specifically, on page 2, the Office Action asserts that the "computer readable medium" of claims 45 and 56 "may be a propagated signal (i.e. carrier waves)." The specification has been amended, per the Examiner's suggestion during the interview dated June 13, 2008, to exclude the phrase "propagated signal" from the definition of a "computer readable medium" throughout the specification to thereby

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indicate that a propagated signal is not encompassed by the term "computer readable medium." Applicant believes that the amendments obviate the section 101 rejection.

Section 112, First Paragraph, Rejection

Claims 1, 4, 7-77, and 90-92 were rejected under section 112, first paragraph, for containing the limitation "migrating the accessed personalization item...," which the Office Action asserts is subject matter "not described in the specification in such a way as to reasonably convey to on skilled in the relevant art that the inventor(s), at the time of application was filed, had possession of the claimed invention." *See* Office Action, p. 3. The Applicant does not agree with this rejection because "an applicant is not limited to the nomenclature used in the specification as filed." M.P.E.P. § 2143.01 (VI), 8th Ed., Rev. 6 (September 2007). Nevertheless, to advance prosecution, the Applicant has amended independent claims 1, 24, 45, and 77 to remove the "migrate" language, thus rendering moot the section 112, first paragraph, rejection.

Section 112, Second Paragraph, Rejection

Claims 1, 4, 7-77, and 90-92 were rejected under section 112, second paragraph, as being indefinite for failing to clearly distinguish the terms "instant messaging" and "chat." *See* Office Action, p. 4. On page 4, the Office Action asserts that "[t]o an ordinarily skilled artisan, these terms are synonymous . . . ." Applicants respectfully disagree with this assessment. Applicants assert that an ordinarily skilled artisan would not see "instant messaging" and "chat" as synonymous, since, for example, instant messaging generally involves one-to-one communication, while chat generally involves one-to-many. Further, the Office Action provides no evidence to the contrary. Moreover, the Applicant has clearly described further distinguishing characteristics between "instant messaging" and "chat" in the disclosure. *See* Specification, p. 30, line 30 through p. 31 line 9. An example of a distinguishing characteristic, given on page 31 of the disclosure, is that "presence in IM may be defined as the use of the IM application by a user, whereas presence in a chat may be defined as participation in a chat room." For at least these reasons, the rejection of claims 1, 4, 7-77, and 90-92 under section 112, second

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paragraph, is improper, therefore Applicants respectfully requests withdrawal of the section 112, second paragraph, rejection.

Section 103 rejection based on *Szeto* and *Belfiore*

Szeto and *Belfiore* do not support a conclusion of obviousness with respect to claims 1, 24, 42-45, and 77.

Amended independent claim 1 recites, among other things, a computer readable storage comprising:

> a module for mapping the accessed personalization item selected in the non-chat, instant messaging context to a chat context, the mapping being based on definitions of personalization items in the chat context and definitions of the personalization items in the non-chat, instant messaging context.

Szeto and *Belfiore*, whether taken alone or in combination, fail to disclose or suggest at least this "module for mapping."

Szeto discloses a method for sharing an instant messaging environment where an environment selected by a participant is passed to the other participants in the instant messaging system through the use of environment identifiers. *See Szeto*, Abstract and col. 7, lines 17-37. *Szeto* does not disclose or suggest at least the "module for mapping" noted above (as the Office Action appears to acknowledge). *See* Office Action, p. 8.

Recognizing deficiencies in *Szeto*, the Office Action turns to *Belfiore*. *Belfiore* discloses a distributed computing services platform capable of scaling a user interface. *See Belfiore*, ¶ 0099. On page 8, the Office Action asserts that *Belfiore* "discloses scaling and changing user interfaces when migrating programs in use between different devices, which requires a mapping between features to be displayed and what devices those features may be displayed in." Though *Belfiore* teaches scaling of a user interface between devices, Applicant respectfully disagrees that *Belfiore* discloses or anticipates "migrating programs." Rather, *Belfiore* only anticipates a single underlying program, as shown by platform 115 of FIG. 1. *See Belfiore*, ¶ 0046. The scaling disclosed by *Belfiore* is simply a transition between the two user interfaces of the single program, as shown by rich client 112 and thin client 114 of FIG. 1.

Conversely, the "module for mapping" feature of claim 1 maps personalization items from one class of application, a non-chat, instant messaging context, to another class of application, a chat context. Since these two classes of applications are different, as discussed above, *Belfiore* cannot disclose or anticipate the "module for mapping" in independent claim 1 and thus fails to cure the deficiencies of *Szeto*.

For at least the foregoing reasons, *Szeto* and *Belfiore*—taken alone or in any combination—fail to disclose or suggest each and every element recited in independent claim 1. Moreover, no basis has been established for "concluding that it would have been obvious to one of ordinary skill in the art to bridge the gap." M.P.E.P. § 2143.01 (VI), 8th Ed., Rev. 6 (September 2007). Indeed, the applied references do not provide such a basis. The section 103 rejection of claim 1 should accordingly be withdrawn.

Amended independent claim 24 and 45 recite, among other things, a computer implemented method and computer readable storage device, respectively, including:

> storing, in a memory accessible to a chat host system, a mapping of
> definitions of the personalization items in a chat context to
> definitions of the personalization items in the non-chat, instant
> messaging context.

Applicant submits that this feature of claims 24 and 45 is not disclosed or suggested by *Szeto* and *Belfiore* for at least similar reasons, as discussed above. Therefore, the section 103 rejection of claims 24 and 45 and their dependent claims 42-44 based on *Szeto* and *Belfiore* should be withdrawn for at least reasons similar to those presented above in connection with claim 1.

Similarly, amended independent claim 77 recites, among other things, a computer implemented method including:

> mapping the stored personalization item from a non-chat, instant
> messaging context to a chat context, the stored personalization
> item having a meaning in the non-chat, instant messaging context
> that is different from a meaning in the chat context.

Applicant submits that this feature of claim 77 is not disclosed or suggested by *Szeto* and *Belfiore* for at least similar reasons, as discussed above. Therefore, the section 103 rejection of claim 77 based on *Szeto* and *Belfiore* should be withdrawn for at least reasons similar to those presented above in connection with claim 1.

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Section 103 rejection based on *Liles* and *Belfiore*

The rejection of claims 1, 4, 7-12, 14, 15, 17, 18, 20-23, 24-32, 34, 35, 37-41, 45-48, 50, 51, 53-55, 56-64, 66, 67, 69, 71-76, 77, and 90-92 based on *Liles* and *Belfiore* is incomplete and therefore improper, because it does not address the amendments, particularly with regard to independent claims 1, 24, 45, 56 and 77, submitted in the Reply to Office Action dated November 30, 2007. Applicants, therefore, respectfully request either (i) withdrawal of the section 103 rejection or (ii) a completed rejection curing the deficiencies of the asserted section 103 rejection.

Section 103 rejection based on *Liles*, *Belfiore*, and *Grayson*

The rejection of claims 13, 16, 33, 36, 49, 52, 68, and 70 based on *Liles*, *Belfiore*, and *Grayson* is incomplete and therefore improper, because claims 13, 16, 33, 36, 49, 52, 68, and 70 are dependent upon claims 1, 25, and 45, whose rejection under *Liles* and *Belfiore* is incomplete, as discussed above. Applicants, therefore, respectfully request either (i) withdrawal of the section 103 rejection or (ii) a completed rejection curing the deficiencies of the asserted section 103 rejection.

Section 103 rejection based on *Szeto*, *Belfiore*, and *Grayson*

In the Office Action, claims 13, 16, 33, 36, 49, and 52 stand rejected under section 103 based on *Szeto*, *Belfiore*, and *Grayson*. Claims 13, 16, 33, 36, 49, and 52 depend on independent claims 1, 24, and 45. As discussed above, *Szeto* and *Belfiore* fail to disclose or suggest each and every feature of independent claims 1, 24, and 45. *Grayson*, which was applied to certain features of dependent claims 13, 16, 33, 36, 49, and 52, fails to cure the deficiencies of *Szeto* and *Belfiore* with respect to independent claims 1, 24, and 45. Furthermore, no basis has been established for concluding that it would have been obvious to a skilled artisan to bridge the gap between the applied references and Applicants' claims. *See* M.P.E.P. § 2143.01(VI). Accordingly, *Szeto*, *Belfiore*, and *Grayson* —whether taken alone or in any combination—fail to render obvious claims 1, 24, and 45 or its respective dependent claim 13, 16, 33, 36, 49, and 52.

Withdrawal of the section 103 rejection and the timely allowance of dependent claim 13, 16, 33, 36, 49, and 52 is therefore requested.

Section 103 rejection based on *Liles*, *Belfiore*, and *Ronen*

The rejection of claim 19 based on *Liles*, *Belfiore*, and *Ronen* is incomplete and therefore improper, because claim 19 are dependent upon claim 1, whose rejection under *Liles* and *Belfiore* is incomplete, as discussed above. Applicants, therefore, respectfully request either (i) withdrawal of the section 103 rejection or (ii) a completed rejection curing the deficiencies of the asserted section 103 rejection.

Section 103 rejection based on *Liles*, *Belfiore*, and *Chase*

The rejection of claim 65 based on *Liles*, *Belfiore*, and *Chase* is incomplete and therefore improper, because claim 65 are dependent upon claim 56, whose rejection under *Liles* and *Belfiore* is incomplete, as discussed above. Applicants, therefore, respectfully request either (i) withdrawal of the section 103 rejection or (ii) a completed rejection curing the deficiencies of the asserted section 103 rejection.

Conclusion

It is requested that the Examiner reconsider the application in view of the remarks and timely allow pending claims 1, 4, 7-77, and 90-92.

It is believed that all pending issues in the outstanding Office Action have been addressed by this paper. The Office Action, however, contains a number of statements reflecting characterizations of the related art and the claims. Whether or not any such statement is identified herein does not constitute an automatic subscription to any statement or characterization in the Office Action. In addition, there may be reasons for patentability of any or all pending or other claims that have not been expressed above.

If there are any questions regarding this paper or the application generally, a telephone call to the undersigned would be appreciated since this may expedite prosecution of the application.
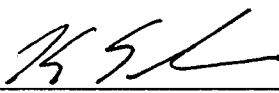
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It is hereby petitioned that the period for response to the Office Action be extended for one (1) month. The Petition for Extension of Time fee of $120.00 is being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please grant any additional extensions of time required to enter this paper and apply any other required charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 7/28/08

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